IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

Crl.MC.No. 3510 of 2007()

PETITIONER: CO-PETITIONERS 1 TO 3:
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1. **ANEESH MURALI, S/O LATE K.MURALEEDHARAN,**
   INDIRA BHAVAN, PUTHIYAVILA MURI,
   PATTOLI MARKET P.O., KANDALLOOR VILLAGE.

2. **SUSEELA @ INDIRA,**
   W/O LATE K.MURALEEDHARAN,
   INDIRA BHAVAN, PUTHIYAVILA MURI,
   PATTOLI MARKET P.O., KANDALLOOR VILLAGE.

3. **ASHA, W/O LATE SURESH KUMAR,**
   GOKULAM, NEAR SAW MILL,
   CHARUMOODU, CHUNAKKARA VILLAGE.

BY ADV. SRI.S.PRAKASH

RESPONDENTS: STATE/COMPLAINANT:
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1. **STATE OF KERALA, REPRESENTED BY**
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

2. **ASHA RAJ, W/O ANISH MURALI,**
   VILAYIL KOCHU THUNDIL, VETTIYAR MURI,
   VETTIYAR VILLAGE.

3. **NIDHI, AGED 4 YEARS,**
   D/O ANISH MURALI(MINOR),
   VILAYIL KOCHU THUNDIL, VETTIYAR MURI,
   VETTIYAR VILLAGE.

4. **NITHYA, AGED 1 YEARS,**
   D/O ANISH MURALI(MINOR),
   VILAYIL KOCHU THUNDIL, VETTIYAR MURI,
   VETTIYAR VILLAGE.

BY PUBLIC PROSECUTOR SRI. P. RAVEENDRA BABU

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 22/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R. BASANT, J.

Crl. M.C. No. 3510 OF 2007

Dated this the 22nd day of November, 2007

O R D E R

The petitioners have come before this Court with the grievance that the proceedings under Section 12 of the Protection of Women from the Domestic Violence Act, 2005 has been initiated against them unnecessarily and most unjustifiably. They have already appeared before the learned Magistrate. They have already raised their contentions. The matter is not being disposed of. But their personal presence is being insisted unnecessarily. They have, hence, come to this Court with the prayer that the proceedings initiated against them may be quashed.

2. I am of opinion that it is not necessary for this Court to consider the matter on merits or in detail. The interests of justice shall be best served by directing the learned Magistrate to expeditiously dispose of the proceedings against the petitioners pending as CMP.3707/07. The petitioners shall be permitted to appear through their counsel on all dates of posting unless their personal appearance is insisted by the learned Magistrate for any specified reason.

3. This petition is dismissed with the above observations.

(R.BASANT, JUDGE)

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